INCOMING TELEGRAM Department of State

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Control: 4518
Rec'd: November 13, 1952
5:15 a.m.

FROM: Tokyo

TO: Secretary of State

NO: 1534, November 13, 5 p.m.

FCN treaty.

JG accepts in principle revised last sentence para 3 Art 21 mentioned as Dept's first choice A-5, July 3 but wishes change concluding phrase "have not (rpt not) become contracting parties" to read "are not (rpt not) contracting parties". JG believes principle unchanged and revision wld meet situation of withdrawals from GATT. Emb recommends acceptance.

JG anxious Szebo extension through Art 23 of treaty revisions to trust territory, but appears have accepted Emb explanation undesirability bilateral treaty binding US trusteeship under UN.

Alternatively JG urges addition Art 23 of clause contained in Greek treaty Art 25 "except to the extent that the Pres USA shall by proclamation extend provisions of the treaty to such trust terr". Unless Dept perceives objection suggest JG request be met.

Re Art 25 JG states no (repeat no) outstanding treaties. Request confirmation. Dept's proposal A-70 May 28 reservation Ryukyu, other islands para 6 protocol acceptable JG. Latter, however, prefers terminology Art 3 peace treaty with minor modification. JG counter-proposal reads "or to Nanpo Shoto south of 29 degrees north latitude (including the Ryukyu and Daito islands), the Nanpo Shoto etc'. Latter part clause exactly as in peace treaty. Emb assumes Dept has no (rpt no) objection.

MURPHY

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